THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.3653 of 1996

Date: 30-08-2005

Between:

1. Muthalampati Pedda Lalu, S/o.Chinna Labi Saheb, 55 years, Agricultural Labourer, resident of Brahmanayudu Nagar, Peta Sannegandla Village, Karempudi Mandal, Guntur District and three others.

…Petitioners

a n d

1. The Deputy Commissioner of Endowments, Endowments Department, Guntur and three others.

…Respondents

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

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ORAL ORDER:

Petitioners filed this petition inter alia seeking a direction to the respondents not to evict them from Acs.1-79cts in S.No.39/9 popularly known as 'Veerula Manyam' located at Brahmanayudu Nagar, Peta Sannegandla Village, Karampudi Mandal, Guntur District.

2. The case of the petitioners is that they and others have been in possession of the aforesaid non-income yielding barren land of Acs.1-79cts belonging to the fourth

respondent devasthanam from several decades and that Respondents 1 to 3, at the instance of some influential persons, are trying to evict them from the said land for reasons unknown to them and so the respondents may be directed not to evict them from the said land.

3. No counters are filed on behalf of the respondents though this petition was filed in 1996.

4. The contention of the learned counsel for petitioners is that since petitioners, who are in longstanding possession of the

non-income yielding land of 4th respondent, are prepared to purchase the same at market value, instead of evicting them, their request for alienation of the land in their favour may be considered. There is no representation on behalf of respondents.

5. Since petitioners claim that they have been in possession of the land from several years and that they are prepared to purchase the said land at market value, petitioners are at liberty to make a representation to the fourth respondent within 30 (thirty) days from today for alienation of the said land in their favour at market value. On such application being received, fourth respondent shall forward the same to the Commissioner of Endowments for appropriate orders. The Commissioner of Endowments on receipt of such application shall pass appropriate orders as per law within 45 (forty five) days from the date of receipt of the said application from the fourth respondent. The petition is disposed of accordingly. No costs.

(C.Y.Somayajulu, J)

Date: 30-08-2005

Cvrk

Note: Office to furnish

copy within one week.

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